

The Kentucky Department for Libraries & Archives makes determination of *“public library”*; *“LSTA eligible public library”*; *“LSTA eligible academic library”*; and *“LSTA eligible library consortium”* status for LSTA, E-rate, state aid and other purposes based upon the following criteria. The commissioner or his designates has final authority to issue such a determination.

Determination Criteria:

1) A "Public Library" provides free access to all residents of a county, district, or region, without discrimination. It also meets the following minimum criteria:

1(a) the library is established under state enabling laws - KRS, 65.182, KRS 65.210, KRS 67.715, KRS 173.010, KRS 173.310, KRS 173.470, or KRS 173.710.

1(b) the library has an organized collection of printed or other library materials, or a combination thereof;

1(c) the library has paid, trained staff;

1(d) the library has an established schedule during which services of the staff are available to the public;

1(e) the library has the facilities necessary to support such a collection, staff, and schedule; and

1(f) the library is supported in whole or in part with public funds.

2) A "LSTA Eligible Public Library" is an entity which:

2(a) meets the definition of a "public library" as shown above.

2(b) has a Library Director who is properly certified by the Kentucky Board for Certification of Librarians (KRS 171.260);

2(c) at the time of application neither the board nor the other principals are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in federal financial assistance and non-financial assistance programs or activities by any federal department or agency;

2(d) complies with all federal statutes relating to non-discrimination. This includes but is not limited to Title VI of the Civil Rights Act of 1964 and they must further provide assurances that they will not discriminate on the basis of race, color, religion, age, gender, national origin, or handicapping condition in providing space for public meetings or in the provision of services;

2(e) is not delinquent in the repayment of any federal debt; and

2(f) will refrain from using LSTA funds for lobbying efforts.

3) A “LSTA Eligible Academic Library” is an entity which meets the following criteria:

3(a) a library, which forms an integral part of a college, university or other academic institution for postsecondary education having a fixed location in Kentucky which is organized and administered to meet the learning and research needs of students, faculty, and staff of the institution;

3(b) at the time of application neither the library nor the academic institution are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in federal financial assistance and non-financial assistance programs or activities by any federal department or agency;

3(c) the library complies with all federal statutes relating to non-discrimination. This includes but is not limited to Title VI of the Civil Rights Act of 1964 and they must further provide assurances that they will not discriminate on the basis of race, color, religion, age, gender, national origin, or handicapping condition in providing space for public meetings or in the provision of services;

3(d) the library has is not delinquent in the repayment of any federal debt; and

3(e) the library will refrain from using LSTA funds for lobbying efforts.

(Note: LSTA grant availability for academic libraries is limited to certain grant categories; see Kentucky LSTA grant guidelines for details)

4) An “LSTA eligible library consortium” is an entity which meets the following criteria:

4(a) the consortium is composed entirely of eligible LSTA Kentucky based public or academic libraries, or a mixture of the types;

4(b) the consortium complies with all criteria under “LSTA eligible public library” or “LSTA eligible academic library”, as appropriate.

(Note: LSTA grant availability for library consortium is limited to certain grant categories; see Kentucky LSTA grant guidelines for details)